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6  
7 **UNITED STATES DISTRICT COURT**

8 **DISTRICT OF NEVADA**

9 PHILLIP ELWELL, individually,

10 Plaintiff,

11 v.

12 GREGORY HARVEY, individually; FEDEX  
FREIGHT, INC. dba FEDEX FREIGHT dba  
13 FEDEX FREIGHT, SLV; DOES 1 to 100; and  
ROE CORPORATIONS 1 to 100, inclusive,

14  
15 Defendants.  
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CASE NO: 2:19-cv-01673-APG-NJK

**ORDER GRANTING STIPULATION  
TO EXTEND TIME FOR FILING  
JOINT PRE-TRIAL ORDER**

17 COME NOW Plaintiff PHILLIP ELWELL, by and through his attorney of record, the  
18 law firm of NAQVI INJURY LAW, and Defendants GREGORY HARVEY and FEDEX  
19 FREIGHT, INC., by and through their attorneys of record, the law offices of ALVERSON  
20 TAYLOR & SANDERS, and herein stipulate, agree, and make joint application to extend the  
21 time to file the Joint Pre-Trial Order.

22 **I. INTRODUCTION**

23 The parties have completed discovery and the deadline for filing the Joint Pre-Trial Order  
24 is currently scheduled for January 11, 2021. However, due to the number of potential trial

exhibits and witnesses to address issues of liability and damages, the parties request an additional five (5) days to complete and file the Joint Pre-Trial Order.

## **II. REQUEST FOR EXTENSION OF TIME**

Plaintiff has asserted a claim of negligence against Defendants and has alleged damages related to past and future medical expenses; lost wages, benefits, and earning capacity; lost household/family housekeeping and household management services; reduction in value of life; and intangible damages including pain and suffering. Additionally, Plaintiff underwent a cervical fusion surgery prior to the commencement of litigation and alleges a need for shoulder surgery and a future cervical fusion adjacent to the previously fused segment. The parties anticipate identifying potential trial exhibits and witnesses necessary to address issues of liability and these alleged injuries and damages. The parties also understand that, pursuant to the Third Amended General Order 2020-03, as of November 12, 2020, all jury trials are suspended until further notice. As such, there is no prejudice caused by the brief, requested extension of time for the filing of the Joint Pre-Trial Order. For the reasons stated above, the parties respectfully request this Court approve the instant Stipulation and enter its order granting the same.

## **III. PROPOSED SCHEDULE FOR COMPLETE DISCOVERY**

	<u><b>Current:</b></u>	<u><b>Proposed:</b></u>
Joint Pre-Trial Order:	<b>January 11, 2021</b>	<b>January 15, 2021</b>
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...		

The parties have entered into this Stipulation in an effort to ensure that all potential trial witnesses and documents are accurately identified in the Joint Pre-Trial Order. It is not the intent of the parties to delay the conclusion of this matter. No trial date has yet been scheduled.

DATED this 11th day of January 2021

DATED this 11th day of January 2021

NAQVI INJURY LAW

ALVERSON TAYLOR & SANDERS

/s/ Paul G. Albright

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**(PROPOSED) ORDER TO EXTEND THE TIME FOR FILING THE  
JOINT PRE-TRIAL ORDER**

**IT IS SO ORDERED.**

Dated \_\_ January 12 \_\_\_\_, 2021

  
UNITED STATES MAGISTRATE JUDGE